

Exhibit C

Kenna, Larry

From: Nolan, John B. [jbnolan@dbh.com]
Sent: Tuesday, May 09, 2006 10:55 AM
To: Kenna, Larry
Cc: Handler, Jonathan I.; Hirsch, Jillian B.
Subject: RE: Production of documents by FHC

Larry

Our position remains unchanged.

Please advise on your expected order of witnesses and the time you anticipate for each.

Best

Jay

-----Original Message-----

From: Kenna, Larry [mailto:LKenna@choate.com]
Sent: Tuesday, May 09, 2006 6:38 AM
To: Nolan, John B.; Handler, Jonathan I.; Hirsch, Jillian B.
Cc: Rothberg, Robert
Subject: Production of documents by FHC

Jay and Jonathan, please produce the documents we requested in our most recent document request and in the colloquy at pages 53-54 of the Ellis deposition on May 2 by no later than noon today, or tell us by that time what your position now is with respect to those documents. If the documents are not going to be produced voluntarily in response to our document request and our request of May 2, we will file a motion to compel. Thanks, LCK

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